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To:	Examiner C.N. YAEN	From:	Leonard R. Svensson
Fax:	703-305-3014	Pages:	3 (including cover page)
Phone:	703-305-3586	Date:	December 3, 2003
Your Ref.:	09/889,300	Our Ref.:	0147-0229P
Re:	Notice of Appeal	CC:	

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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● **Comments:**

Please find attached a the Notice of Appeal for the above-identified application.

DEC. 3. 2003 4:05PM

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NO. 9182 P. 2

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MS AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1642

PATENT
0147-0229p

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: ECKERT, Helmut et al. Conf.: 2392
Appl. No.: 09/889,300 Group: 1642
Filed: September 13, 2001 Examiner: YAEN, C.H.
For: USE OF ANTIBODIES FOR THE VACCINATION
AGAINST CANCER

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 3, 2003

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 3, 2003 of the Primary Examiner finally rejecting claims 1-14.

☒ This document is being transmitted via facsimile.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) for responding to the Final Rejection was previously requested and paid for on October 31, 2003. Thus a fee of \$265.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

Appl. No. 09/889,300

☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☐ Large entity - \$330.00

☒ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$430.00.

Payment of the above TOTAL FEE is being made in the following manner:

☐ Check(s) in the amount of \$0.00 is/are enclosed.

☒ Please charge Deposit Account No. 02-2448 in the amount of \$430.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

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Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

[Signature]
Leonard R. Svensson, #30,330

LRS/SWG/sbp
0147-0229p

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(Rev. 09/30/03)